



126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 1046

H.P. 737

House of Representatives, March 14, 2013

An Act To Provide Immunity for Prescribing and Dispensing Intranasal Naloxone Kits

Reference to the Committee on Judiciary suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative DORNEY of Norridgewock.
Cosponsored by Representatives: GRAHAM of North Yarmouth, PRINGLE of Windham,
SANBORN of Gorham, Senator: GRATWICK of Penobscot.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 24 MRSA §2908** is enacted to read:

3 **§2908. Limited immunity for intranasal naloxone**

4 **1. Professional immunity.** A health care professional licensed under Title 32 is
5 immune from civil and criminal liability and professional disciplinary action for
6 prescribing, dispensing, purchasing, acquiring or possessing an intranasal naloxone kit or
7 for administering naloxone intranasally to a person who is experiencing or is likely to
8 experience an opiate-related drug overdose, if the health care professional acts in good
9 faith and within the applicable scope of practice of that health care professional's
10 profession.

11 **2. General immunity.** A person is immune from civil and criminal liability for
12 purchasing, acquiring or possessing an intranasal naloxone kit or for administering
13 naloxone intranasally to a person who is experiencing or is likely to experience an opiate-
14 related drug overdose.

15 **SUMMARY**

16 This bill provides immunity for health care professionals and other persons who
17 assist a person who is experiencing or likely to experience an opiate-related drug
18 overdose with intranasal naloxone.